



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	LOVETT et al.	Examiner:	Unassigned
Serial No.:	10/643,006	Group Art Unit:	3736
Filed:	August 18, 2003	Docket No.:	GUID.060PA
Title:	SLEEP STATE CLASSIFICATION		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 8, 2004.

By: \_\_\_\_\_

Kelly J. Ledin

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

Applicants bring to the Examiner's attention commonly owned, co-pending U.S.

Applications serial no. 10/269,611, filed October 11, 2002, serial no. 10/309,770, filed December 4, 2002, serial no. 10/309,771, filed December 4, 2002, serial no. 10/642,998, filed August 18, 2003, serial no. 10/643,154, filed August 18, 2003, and serial no. 10/643,203, filed August 18, 2003, which may be of interest.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Form 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

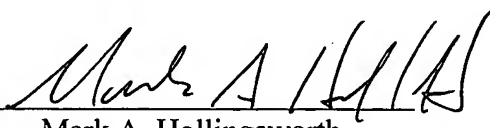
No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

Crawford Maunu PLLC  
1270 Northland Drive  
Suite 390  
St. Paul, MN 55120  
651/686-6633

Date: March 5, 2004

By:   
Mark A. Hollingsworth  
Reg. No. 38,491

FORM 149 INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: GUID.060PA	Application Number: 10/643,006
	Applicant: LOVETT <i>et al.</i>	
	Filing Date: 08/18/2003	Group Art Unit: 3736

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	6,398,728	06/04/2002	Bardy				
	6,336,903	01/08/2002	Bardy				
	6,312,378	11/06/2001	Bardy				
	6,270,457	08/07/2001	Bardy				
	6,076,015	06/13/2000	Hartley et al.				
	5,187,657	02/16/1993	Forbes				
	2003/0163059	08/28/2003	Poezevera et al.				
	2003/0055461	03/20/2003	Girouard et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	1996	Richard L. Verrier et al., <i>Sleep, dreams, and sudden death: the case for sleep as an autonomic stress test for the heart</i> , Cardiovascular Research 31, pp. 181-211 (1996)					
	1995	Olusola Ajilore, et al., <i>Nightcap: Laboratory and home-based evaluation of a portable sleep monitor</i> , Psychophysiology, 32, pp. 32-98 (1995)					
	1997	Rihcard L. Verrier et al., <i>Sleep Related Cardiovascular Risk: New Home-Based Monitoring Technology for Improved Diagnosis and Therapy</i> , A.N.E., Vol. 2, No. 2, pp. 158-175 (April 1997)					

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	